

UNITED STATES DISTRICT COURT

Southern

District of

New York

KPN B.V.

SUMMONS IN A CIVIL ACTION

V.

CORCYRA D.O.O.,  
KSD PACIFIC, LLC,  
MOSHE HAR ADIR, and  
YOSSI ATTIA

CASE NUMBER:

08 CV 1549

JUDGE KOELTL

TO: (Name and address of Defendant)

Moshe Har Adir  
Valdabeci put 118 Pula Croatia 52100

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Allen & Overy LLP  
1221 Avenue of the Americas  
New York, NY 10020  
Attn: Jacob S. Pultman

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

FEB 14 2008

J. MICHAEL McMAHON

CLERK

*Marco Luntero*

DATE

(By) DEPUTY CLERK

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X	
KPN B.V.,	:
	:
Plaintiff,	:
	:
-against-	:
	:
CORCYRA D.O.O., KSD PACIFIC LLC,	:
MOSHE HAR ADIR, and YOSSE ATTIA,	:
	:
Defendants,	:
-----X	

08 CV 1549 (JGK)

ECF CASE

DECLARATION OF SERVICE

KURT R. VELLEK hereby declares under penalty of perjury that:

1. I am over 18 years of age, not a party to this action, and reside in Mahopac, New York. I am employed by the law firm of Allen & Overy LLP and I am a licensed New York City process server. My license number is 826793.

2. On Friday, February 15, 2008 at approximately 4:50 p.m., I personally served the summons and complaint upon defendant Moshe Har Adir by his attorney Elliot H. Lutzker, at his offices at Philips Nizer LLP, 666 Fifth Avenue, 28th Floor, New York, New York.

3. The receptionist initially informed Mr. Lutzker over the phone that I was serving legal papers, but he refused to come to the reception area and directed the receptionist to refuse the papers as well. I informed her that the agreement specified that service needed to be made to Mr. Lutzker, and left the papers on the desk.


4. "Jane Doe", the receptionist on the 28th floor offices of Philips Nizer LLP, may be described as a white female in her early fifties with a medium build, with reddish brown hair, and wearing glasses.

5. Also, on February 19, 2008 I caused an additional copy of the summons and complaint to be served by overnight delivery upon Corcyra d.o.o. c/o Moshe Har Adir, to Verudela 17, Pula, Croatia 52100, pursuant to the agreement. Upon information and belief and according to the records of Federal Express, the package (tracking no. 798377910058) was never claimed.

6. In addition, on February 19, 2008 I caused an additional copy of the summons and complaint to be

served by overnight delivery upon Corcyra d.o.o. c/o Moshe Har Adir, to Valdabeckiput 118, Pula, Croatia 52100, pursuant to the agreement. Upon information and belief and according to the records of Federal Express, the package (tracking no. 798377922316) was never claimed.

Dated: March 31, 2008  
New York, New York



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KURT R. VELLEK

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

Index No. 08 CV 1549

KPM B.V.

- against -

, Plaintiff(s)

CORCYRA D.O.O., KSD PACIFIC, LLC, MOSHE HAR ADIR, AND YOSHI ATTIA

, Defendant(s)

State of California

SS.:

County of Los Angeles

**AFFIDAVIT OF SERVICE**

Ignacio Gutierrez being duly sworn, deposes and says that he is over the age of 18 years; is not a party to this action and resides within the State of California. That on 03/10/2008 at 2:13 PM at:

164 N. STANLEY DRIVE  
BEVERLY HILLS CA 90069

Deponent served the:

**SUMMONS IN A CIVIL ACTION AND COMPLAINT**

upon MOSHE HAR ADIR,

by delivering a true copy to:

Jane Doe (refused last name), Person In Charge Of Premis  
who stated that they were authorized to accept service on behalf of:  
MOSHE HAR ADIR.

Within 20 days of such service, deponent enclosed a copy of same in a first class postpaid envelope properly addressed to recipient at:

MOSHE HAR ADIR  
164 N. STANLEY DRIVE  
BEVERLY HILLS CA 90069

and deposited said envelope in an official depository under the exclusive care and custody of the U.S. Postal Service within California State. The envelope bore the legend "PERSONAL & CONFIDENTIAL" and did not indicate by return address or otherwise that the communication was from an attorney or concerned an action against the recipient.

To the best of my knowledge, based on information and belief, the said recipient at the time of service was not engaged in the military service of the United States or California. Recipient wore ordinary civilian clothing and no military uniform.

Deponent describes the individual served as follows:

AGE: 42 HEIGHT: 5'6" WEIGHT: 135 HAIR: BLONDE RACE: WHITE SEX: FEMALE

*[Signature]*  
Ignacio Gutierrez

License #5060

SWORN TO BEFORE ME

*[Signature]*  
April 11, 2008

OUR DOC# 20656

Allen & Overy

1221 Avenue of The Americas

New York NY 10020

646-344-6694

